

1 Linda S. McAleer, SBN 249233  
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La Mesa, CA 91942  
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linda@lindamcaleer.com  
4

5 Attorney for Plaintiff  
6  
7

8 UNITED STATES DISTRICT COURT  
9 CENTRAL DISTRICT OF CALIFORNIA

10 BRANDI PASSANTE

11 Plaintiffs,

Case No.: SACV12-01866JVS (ANx)

12 vs.

13 HUNTER MOORE, AN INDIVIDUAL, AND  
14 DOES 1-25,

15 Defendants.

**DECLARATION OF LINDA S. McALEER  
REGARDING DEFENDANT'S  
RESPONSE TO NOTICE OF  
CONTINUED HEARING AND ONGOING  
VIOLATIONS OF TRO**

16 **DECLARATION OF LINDA S. McALEER**

17 I, Linda S. McAleer, hereby declare under the penalties of perjury under the laws of the  
18 United States of America, that the following is true and correct:

19 1. I am an attorney duly licensed to practice law before this Court. I am counsel of  
20 record for Plaintiff Brandi Passante. I submit this declaration in support of Plaintiffs' Order to  
21 Show Cause Re: Preliminary Injunction and Order of Impoundment. I have personal knowledge  
22 of the matters set forth in this declaration, and if called upon to testify as a witness, I could and  
23 would testify competently to such matters.  
24

1           2. Pursuant to the Court's Order, I served Hunter Moore with the Court's Order  
2 continuing the temporary restraining order and the hearing on the Order to Show Cause Why a  
3 Preliminary Restraining Order Should Not Issue ("Order") at his published email addresses  
4 bookhuntermoore@gmail.com and sorrymother@gmail.com.

5           3. At approximately 4:53 p.m., on November 9<sup>th</sup>, 2012 I sent an email to  
6 bookhuntermoore@gmail.com with the Order attached. A true and correct copy of the email is  
7 attached hereto as Exhibit A.

8           4. I requested confirmation of delivery of the email and confirmation that the email had  
9 been read. I received confirmation of delivery, but did not receive a confirmation that the email  
10 was read. A true and correct copy of the confirmation of delivery email is attached hereto as  
11 Exhibit B.

12           5. On the mornings of Saturday November 10<sup>th</sup>, Sunday November 11<sup>th</sup>, and Monday  
13 November 12<sup>th</sup>, 2012 I checked google.com, twitter.com, and huntermoore.tv, to see if there  
14 were posts directed toward Plaintiff or myself in response to the email notice. In my research I  
15 saw a post by Mr. Moore instructing his followers to email him at sorrymother@gmail.com.

16           6. At approximately 12:59 p.m., on November 12<sup>th</sup>, 2012 I sent an email to  
17 sorrymother@gmail.com with the Order attached. A true and correct copy of the email is  
18 attached hereto as Exhibit C.

19           7. I requested confirmation of delivery of the email and confirmation that the email had  
20 been read. I received confirmation of delivery, but did not receive a confirmation that the email  
21 was read. A true and correct copy of the confirmation of delivery email is attached hereto as  
22 Exhibit D.

23           8. At approximately 3:06 p.m. on November 12<sup>th</sup>, 2012 Mr. Moore responded to my  
24 email from his sorrymother@gmail.com account saying his lawyer wanted to know, "if brandi

1 had missed this?” Attached to the email was a photograph of Mr. Moore naked from the torso  
2 down and in a sexually aroused state. I have redacted the offensive portion of the photograph out  
3 of respect for this forum. A true and correct copy of the redacted photo is attached hereto as  
4 Exhibit E.

5 9. Subsequently, I received emails from Plaintiff’s assistant and a colleague informing  
6 me that Moore had posted my email and his response to his tumblr.com site at [http://is-anyone-](http://is-anyone-up.tumblr.com/post/35595481209/brandi-passante-from-storage-wars-lawyers-convo)  
7 [up.tumblr.com/post/35595481209/brandi-passante-from-storage-wars-lawyers-convo](http://is-anyone-up.tumblr.com/post/35595481209/brandi-passante-from-storage-wars-lawyers-convo). A true and  
8 correct screen shot of the post is attached as Exhibit F.

9 10. Further research uncovered similar posts on <http://www.huntermoore.tv> and  
10 [https://twitter.com/is\\_anyone\\_up](https://twitter.com/is_anyone_up). True and correct copies of these posts are attached as Exhibit  
11 G.

12 11. On the morning of Tuesday November 13, 2012 I checked again for posts concerning  
13 myself or my client on Mr. Moore’s sites and found that Mr. Moore had violated the restraining  
14 order and “Tweeted” my client claiming to have had sexual intercourse with her and further  
15 defamatory comments. By tagging “@BrandiPassante” in the post Mr. Moore ensured that she  
16 knew he posted about her and that she would see the posts, as Twitter sends an email  
17 notification to the individual tagged. These posts are submitted as exhibits to Plaintiff’s  
18 declaration which is being filed concurrent with the declaration.

19 12. Both the pornographic email directed to my client via my office and Defendant’s  
20 posts claiming to have had sex with her are retaliatory and harassing in nature.

21 13. Mr. Moore’s antagonistic response shows a blatant disregard for the authority of this  
22 Court and evidences his unwillingness to respond to the Court’s Order to Show Cause or to  
23 comply with the TRO currently in place. His email and posts confirm that he did receive notice  
24 of the continued hearing and TRO.

1       14. I additionally scrolled back through Mr. Moore's tumblr.com account and confirmed  
2 that the original posts have not been removed in violation of the TRO. A true and correct copy  
3 of the post is attached as Exhibit H.

4       15. I also confirmed that the video remains posted on fleshbot.com despite the TRO being  
5 issued. A true and correct copy of the screen shot is attached as Exhibit I.

6       16. I am informed and believe that because of Mr. Moore's posts since the TRO was  
7 issued, my client has received "Tweets" and posts on other social media from unknown  
8 individuals both complimenting her on the video and attacking her for being a whore.

9       17. I am informed and believe that my client has blocked Mr. Moore on Twitter, but the  
10 ongoing tweets from Mr. Moore and others have caused her to stop using social media as a  
11 means to communicate with her fan base, hampering her ability to do that particular part of her  
12 job.

13       18. My client has incurred a great deal of expense in trying to have the original posts  
14 removed and prevent additional posts and in complying with the procedural requirements of  
15 service.

16 Executed November 15, 2012 in San Diego County, California.

17   
18 Linda S. McAleer  
19  
20  
21  
22  
23  
24

# EXHIBIT A

Email noticing continued hearing

**Linda McAleer**

---

**From:** Linda McAleer  
**Sent:** Friday, November 09, 2012 4:53 PM  
**To:** bookhuntermoore@gmail.com  
**Subject:** Passante v. Moore Continued Hearing  
**Attachments:** Ct Order on continued TRO hearing.pdf

Mr. Moore,

Attached please find notice of the continued Order to Show Cause Hearing from earlier today.

Again, if you have legal representation please have your attorney contact me.

Sincerely,

Linda McAleer

Linda S. McAleer, Esq.

LAW OFFICES OF LINDA S. McALEER

7317 El Cajon Blvd. #204a

La Mesa, CA 91942

T: 619-516-1601

F: 866-635-1485

Email: [Linda@lindamcaleer.com](mailto:Linda@lindamcaleer.com)

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## EXHIBIT B

Confirmation of delivery  
of email 1

**Linda McAleer**

---

**From:** Microsoft Outlook  
**To:** bookhuntermoore@gmail.com  
**Sent:** Friday, November 09, 2012 4:53 PM  
**Subject:** Relayed: Passante v. Moore Continued Hearing

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

bookhuntermoore@gmail.com (bookhuntermoore@gmail.com) <mailto:bookhuntermoore@gmail.com>

Subject: Passante v. Moore Continued Hearing



## EXHIBIT C

2 Email noticing  
Continued hearing

## Linda McAleer

---

**From:** Linda McAleer  
**Sent:** Monday, November 12, 2012 12:59 PM  
**To:** [sorrymother@gmail.com](mailto:sorrymother@gmail.com)  
**Subject:** FW: Passante v. Moore Continued Hearing  
**Attachments:** Ct Order on continued TRO hearing.pdf  
  
**Importance:** High

Mr. Moore, Please see attached.

---

**From:** Linda McAleer  
**Sent:** Friday, November 09, 2012 4:52 PM  
**To:** [bookhuntermoore@gmail.com](mailto:bookhuntermoore@gmail.com)  
**Subject:** Passante v. Moore Continued Hearing

Mr. Moore,

Attached please find notice of the continued Order to Show Cause Hearing from earlier today.

Again, if you have legal representation please have your attorney contact me.

Sincerely,

Linda McAleer

Linda S. McAleer, Esq.

LAW OFFICES OF LINDA S. McALEER

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La Mesa, CA 91942

T: 619-516-1601

F: 866-635-1485

Email: [Linda@lindamcaleer.com](mailto:Linda@lindamcaleer.com)

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## EXHIBIT D

Confirmation of delivery  
of 2<sup>nd</sup> email

**Linda McAleer**

---

**From:** Microsoft Outlook  
**To:** [sorrymother@gmail.com](mailto:sorrymother@gmail.com)  
**Sent:** Monday, November 12, 2012 12:59 PM  
**Subject:** Relayed: FW: Passante v. Moore Continued Hearing

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

[sorrymother@gmail.com](mailto:sorrymother@gmail.com) ([sorrymother@gmail.com](mailto:sorrymother@gmail.com)) <<mailto:sorrymother@gmail.com>>

Subject: FW: Passante v. Moore Continued Hearing

## EXHIBIT E

Defendant Moore's response  
to Notice of continued hearing

**Linda McAleer**

---

**From:** hunter moore <sorrymother@gmail.com>  
**Sent:** Monday, November 12, 2012 3:06 PM  
**To:** Linda McAleer  
**Subject:** Re: FW: Passante v. Moore Continued Hearing  
**Attachments:** tumblr\_lsnoihhbFX1qblvuoo3\_400.png

Hi Linda,

my lawyer wanted me to know if brandi missed this? please get back to me as soon as possible.





Redacted



## EXHIBIT F

Defendants post of  
email + response to  
Notice of continued hearing.



FW: Passante v. Moore Continued Hearing

Install Theme

Linda McAleer LMCAL00R@lindamcaleer.com  
to me

1

Mr. Moore, Please see attached.

**From:** Linda McAleer  
**Sent:** Friday, November 09, 2012 4:52 PM  
**To:** [bookhuntermoore@gmail.com](mailto:bookhuntermoore@gmail.com)  
**Subject:** Passante v. Moore Continued Hearing

Mr. Moore,

Attached please find notice of the continued Order to Show Cause Hearing from earlier today.

Again, if you have legal representation please have your attorney contact me.

Sincerely,

Linda McAleer

Linda S. McAleer, Esq.  
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La Mesa, CA 91942

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hunter moore [sorymother@gmail.com](mailto:sorymother@gmail.com)

3:06 PM (

to Linda

Hi Linda,

my lawyer wanted me to know if brandi missed this? please get back to me as soon as possible.



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278K View Share Download

Merch  
My Music  
Twitter  
Submit  
ASK  
Random  
Archive

THEME by MAX DAVIS











































brandi passante from storage wars lawyers convo with me <3

(Source:

twitter.com)

146 notes

tagged as: hunter. moore. storage. wars. brandi. passante.

 liamlovegrove liked this  
 kellyardan liked this  
 burnnettematthew liked this  
 curiosityenlightens liked this  
 ssstoned liked this  
 thestieg liked this  
 karmas-wrath liked this  
 hailsatankitty liked this  
 megansexton liked this  
 christopherrios liked this  
 tigerlillydragon liked this  
 nikkusu liked this  
 nickroc liked this  
 chuckles333 liked this  
 brittneyraye liked this  
 marissamaci liked this  
 prettyskinny17 liked this  
 katiecupcakes liked this  
 nocturnal-satyriasis liked this  
 vanitykillsx liked this  
 stayyynegative liked this  
 benniboom liked this  
 forgetchristina liked this  
 queenmegan liked this  
 tylermcwhatever reblogged this from chembrey  
 hewhowouldbeking said: Can't wait to see that girl nude.  
 machuprod liked this  
 ripthemapart liked this  
 brantongriffin liked this  
 hornybreed66 liked this  
 suchabadpenny liked this  
 derrekisking liked this  
 shelbyann24 liked this  
 iamamandapatterson liked this  
 sunsetsandphotographs liked this  
 jcips liked this  
 sochildish liked this  
 thefartingirish liked this  
 life-of-trash liked this  
 travisdef liked this  
 ohaichriss liked this  
 overyourdeadbody said: WHAT HAPPENED WITH YOU AND BRANDI?



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Submit  
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THEME *by* MAX DAVIS

loveryourdeadbody liked this  
abbeyadora liked this  
myothaone liked this  
lounaaaa liked this  
xstreetcornerwarriorx liked this  
youlovesanchez liked this  
ryanquigleysgrizzlybeard liked this  
pussiesmeow liked this  
jjjwhatwhatwhat liked this  
c4llieluvsOrgasmz liked this  
crystal-meth-princess liked this  
semperfi0351 liked this  
robertjoel liked this  
vanityiskenzie liked this  
diabolicmindset liked this  
blanesaw liked this  
fuckyeahsexblog liked this  
hotdogsandboobs liked this  
sarahann921 liked this  
lexalot123 liked this  
destroyingdreams liked this  
lasirenrouge liked this  
mmandrew liked this  
anjouanaru liked this  
whomadetheworld liked this  
rollin-dirty-bluntz liked this  
pinkseifuku liked this  
mevsthehighway liked this  
puhtoonia liked this  
ramirogonzalez11 liked this  
stay-on-the-ground liked this  
believe-in-brusnop liked this  
zoundwave liked this  
steffiexsmile liked this  
verstacie liked this  
zombree-vs-unicorns liked this  
iamthemilfhunter liked this  
thatcatkray liked this  
taautou liked this  
teenageinsomnia liked this  
shelldweller liked this  
glitteringwax liked this  
sebriley liked this  
radiojeune liked this  
omgfran liked this  
iamconcepie liked this  
defendpooppunky0h liked this  
forwhatwefear liked this  
gentlemenpreferblondes266 liked this  
jessshopko liked this  
deontebue liked this  
spundeuce liked this



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My Music  
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THEME by MAX DAVIS

 lunatock liked this  
 coelacanth-soup liked this  
 degausssser liked this  
 natashanoel liked this  
 invodkawetrust liked this  
 fritzshouseparty liked this  
 just-being-me-being-real liked this  
 spanisharlem liked this  
 hannibalthe canniballecter liked this  
 gnarg3hunter liked this  
 andreavoirel liked this  
 propertyofzack liked this  
 exercisetheridiculous liked this  
 nazicat liked this  
 heyitslea liked this  
 goldenstandard liked this  
 colehurst liked this  
 wrecksss liked this  
 fuckmeovereasy liked this  
 johhjo liked this  
 thesilentsun liked this  
 laugdensfucked liked this  
 holymotheroflucifer liked this



Merch  
My Music  
Twitter  
Submit  
ASK  
Random  
Archive

THEME by MAX DAVIS

## EXHIBIT G

Defendant's posts of email  
+ response to Notice of Continued  
Hearing on other sites.

FW: Passante v. Moore Continued Hearing

Linda McAleer LMCALeer@lindamcaleer.com

1

to me

Mr. Moore, Please see attached.

---

**From:** Linda McAleer  
**Sent:** Friday, November 09, 2012 4:52 PM  
**To:** [bookhuntermoore@gmail.com](mailto:bookhuntermoore@gmail.com)  
**Subject:** Passante v. Moore Continued Hearing

Mr. Moore,

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Again, if you have legal representation please have your attorney contact me.

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LAW OFFICES OF LINDA S. McALEER  
7317 El Cajon Blvd. #204a  
La Mesa, CA 91942

Posted at [twitter.com/is\\_anyone\\_up](https://twitter.com/is_anyone_up)


[http://25.media.tumblr.com/tumblr\\_mdedx69RUU1qiggo1o1\\_1280.png](http://25.media.tumblr.com/tumblr_mdedx69RUU1qiggo1o1_1280.png)

Posted Nov. 12, 2012  
stcl online  
↓

11/13/2012


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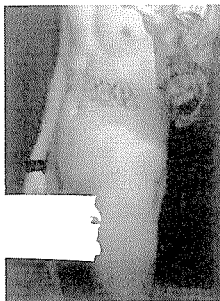
**hunter moore** [sorrymother@gmail.com](mailto:sorrymother@gmail.com)

 3:06 PM (

to Linda ▾

Hi Linda,

my lawyer wanted me to know if brandi missed this? please get back to me as soon as possible.



**tumblr\_lsnoihhbFX1qblvuoo3\_400.png**  
278K View Share Download

NNNRND

e l àiÉè# ççÉ



Posted on November 12, 2012

Date posted

FW: Passante v. Moore Continued Hearing

Linda McAleer LMCALER@lindamcaleer.com  
to me

1.

Mr. Moore, Please see attached.

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Sincerely,

Linda McAleer

Linda S. McAleer, Esq.  
LAW OFFICES OF LINDA S. MCALEER  
7317 El Cajon Blvd. #204a  
La Mesa, CA 91942

Posted on Huntermoore.tv



NNNRNO

e l á l É ð ç ç Æ

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Email: [Linda@lindamcaleer.com](mailto:Linda@lindamcaleer.com)

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**hunter moore** [sorrymother@gmail.com](mailto:sorrymother@gmail.com)

3:06 PM (

to Linda ▾

Hi Linda,

my lawyer wanted me to know if brandi missed this? please get back to me as soon as possible.



**tumblr\_lsnoihhbFX1qblvuoo3\_400.png**  
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This entry was posted in Uncategorized by Hunter. Bookmark the permalink [<http://www.huntermoore.tv/2012/11/brandi-from-storage-wars-fucks-hunter-moore/>].

NNNRNO

ei aiÉê ççÉ

2 comments

0 Stars



Leave a message...

Discussion

Community



Loooooooooo

Like · Reply



BraPho@ Outstanding.

Like · Reply

ALSO ON HUNTER MOORE

**THE NINJA SILENT SWEEP**

2 comments

Hunter Moore 3 comments

Hunter Moore 1 comment

Hunter Moore 1 comment

RECOMMENDED FOR YOU

What's this?

**6 Surprising Signs You Need More Sleep** AOL

**Barefaced Beauty - Keira Knightley Without Make up** Style Bistro

**No More Air Conditioning: How to Cool Your House Using Only ...** Gardenista

**Cut Your Energy Costs: Ditch the Fridge** Gardenista

## EXHIBIT H

Stills from video still  
Posted on Defendant's  
website in violation of TRO





# EXHIBIT I

Video still posted on  
Fleshbot.com in violation  
of TRO





SEX TAPES October 15, 2012 | 3 Comments

## Is This The Brandi Passante Masturbation Tape?



Rumor has it that the busty beauty from A&E's "Storage Wars" made a hot masturbation video. Is that what we're looking at here? Because we're watching a video with a deliciously curvy cutie touching herself in all the right ways, and we can't quite tell if it's the one and only Brandi Passante. What do you think?

The nose has a similar shape to it, especially around the nostrils, and it looks like they have the same chin, but we simply can't tell. Now would be the time for someone who watches a ton of "Storage Wars" to pipe up and do a comparison between the blankets seen on the bed in this tape (actually, only a small portion of the full tape) and the blankets shown on A&E some many episodes ago. Let us know what you think!

Tags: [Brandi Passante](#), [Celebrity](#), [closeups](#), [dubious](#), [Masturbation](#), [pussy](#), [Reality TV](#), [Rumors](#), [Sex Tapes](#), [storage wars](#), [Video](#)



Author: **Ottimo Massimo**

[View all posts by Ottimo Massimo →](#)

[← Videogames And BJ's? What A World!](#)

[Danny Wylde And Chad Alva Made A Sick New Metal Album →](#)

**3 comments**

0 Stars



Leave a message...

Discussion

Community



**Stig** • a month ago

Nope not her similar hair color and some features of her face, but that is not Brandy....damnit

0 ^ 1 v • Reply • Share ›



**Case12** • a month ago

Not her - not even close.

0 ^ 1 v • Reply • Share ›



**Shaboygin** • 24 days ago

The fuck its not!

0 ^ v • Reply • Share ›

ALSO ON FLESHBOT

What's this? ✕

### If You Send Us Sexy Bondage Photos, We Will Post Them

1 comment • 5 hours ago



**Conrad** — Thank you for taking my submission. Which in this context just sounds dirty. Alisha sounds like sh...

### Buy Christina Aguilera's Album, See Her Nipple

3 comments • 10 hours ago



**ceilingfanboy** — Honestly, I find the nudity hotter when it is accidental or has the appearance of being accidental.

### For A Good Time, Drink This Guy's Beer

12 comments • 21 days ago



**Jencendiary** — Gurl, I guess. . .

### There's Never Been A Better Time To Show Your Love For Hardcore Porn

8 comments • 6 days ago



**hodayathink** — And just so you know, the links to Sweet Sinner, Sweetheart, and Reality Junkies don't work right no...